

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6895 OF 2004

Office Notes, Office Memoranda of :
coram, appearances, Court's Orders: Court's or Judge's orders
or directions and Registrar Orders:

Mr.Nitin V. Gangal for the Pzetitioner.

Mr.Khemani, A.G.P. for Respondents
Nos.1 to 5.

CORAM : H.L. GOKHALE, J.

DATE : 6TH SEPTEMBER 2005

P.C. :

1. Heard Mr.Gangal in support of
this petition. Mr.Khemani, A.G.P.
appears for Respondents Nos.1 to 5.

2. The Petitioner appears to have
sold a parcel of land to Respondent
No.6 for Rs.75,000/- and it is the case
of Respondent No.6 that he took
possession of the parcel of land in the
year 1999-2000. It is his further case
that he has been cultivating on that
land thereafter. The orders passed by
the Revenue Authorities including the
last order of Additional Collector,
Nasik, which is impugned in the present

petition, record these facts. Through this petition, those orders culminating into the last order of 11th June 2003 are sought to be challenged. We do not find any error therein. Petition is therefore dismissed.

3. Mr.Gangal points out that the Petitioner has filed a Civil Suit bearing Suit No.144 of 1999. It is already a settled position in law that the decision of the Civil Court will govern the rights of the parties. That will be so in the present case also subject to whatever are the appeals filed by the respective parties.

(H.L. GOKHALE, J.)